IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

Crl.Rev.Pet.No. 188 of 1998
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CC.152/1997 of JUDL. MAGISTRATE OF FIRST CLASS-I, KOCHI
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REVN. PETITIONER:
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VICTORIYA PUMPAS AND MOTORS(P)LTD.
1/679. NJALIPARAMBU, FORT KOCHII 682 001, REPRESENTED BY HAIRMAN AND MANAGING DIRECTOR P.V. VARGHESE.

BY ADV. SRI.T.O.XAVIER

RESPONDENTS:
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1. SRI.KRISHNAKUMAR, PROPRIETOR
KEERTHI SANITATION
A DIVIION OF SREEKUMAR LECTRICALS
BEACH ROAD, KOLLAM 691 001.

2. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURTOF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR MR. AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 01/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**K.R. UDAYABHANU, J.**

**CRL.R.P.NO.188 of 1998**

**DATED THIS THE 1st June 2007**

**ORDER**

The revision petitioner is the complainant in C.C.No.152/1997 in the file of the Judicial First Class Magistrate-I, Kochi with respect to the offence under Section 420 IPC in which the accused happened to be discharged under Section 249 Cr.P.C. It is stated that the lapse occasioned on account of the fact that the formal Managing Director of the Company resigned and the present petitioner was appointed as Chairman and the Managing Director.

2. The petitioner has sought for setting aside the order of the court below and for getting remitted the matter. I find that the order of the court below is dated 15-12-1997. The revision petition was filed on 27-1-1998. About 10 years have lapsed since the filing of the revision petition. The amount involved according to the petitioner is Rs.23,400/-. Although respondent/accused has been served, there is no representation. I find that the petitioner herein was not at all vigilant in pursuing

the matter. At this belated stage it will not be proper to remit the matter back to the court below. Hence, the Crl.revision petition is dismissed.

Sd/-

**K.R.UDAYABHANU, JUDGE**

**ks.** **TRUE COPY**

**P.S.TO JUDGE**

K.R.UDAYABHANU, J

CRL.R.P.NO.188 of 1998

ORDER

1-06--2007